

## Message Text

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70

ORIGIN CU-04

INFO OCT-01 NEA-10 ISO-00 L-03 H-02 OMB-01 /021 R

DRAFTED BY CU/ARTS:CDMILLETT:MAJ

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CU-LTSTULL; CU/ARTS-GEORIDEN

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P 092138Z JUN 75

FM SECSTATE WASHDC

TO AMEMBASSY CAIRO PRIORITY

UNCLAS STATE 134214

E.O. 11652: N/A

TAGS: SCUL

SUBJECT INDEMNITY LEGISLATION S.1800

FOR CAO PASS TO SOLMSEN

1. OMB REFUSED CLEARANCE ON YOUR LETTER TO SENATOR PELL. FIVE SPECIFIC RESERVATIONS WERE EXPRESSED BY OMB. OMB'S STAFF FINDS A CONSTITUTIONAL PROBLEM WITH THE BILL SINCE THE FEDERAL COUNCIL INCLUDES MEMBERS OF CONGRESS. THEY HAVE ASKED FOR ADDITIONAL RESEARCH ON AVAILABILITY OF PRIVATE INSURANCE. OTHER CRITICISMS RELATE TO THE BILL'S FAILURE TO CIRCUMSCRIBE THE FEDERAL ROLE, AND LACK OF "UPPER LIMITS" ON GOVERNMENT LIABILITY. FINALLY, OMB HAS INDICATED THAT S.1800 DOES NOT REPEAT NOT GIVE SUFFICIENT RECOGNITION TO SOLUTIONS INVOLVING PRIVATE OR "MIXED" INSURANCE (INCLUDING BOTH PRIVATE AND GOVERNMENTAL COMPONENTS).

2. AS RESULT OF OMB RESERVATIONS THE PELL COMMITTEE IS RE-DRAFTING THE BILL. THE COMMITTEE MEMBERS SEEMED OPTIMISTIC ABOUT EVENTUAL ENACTMENT OF S.1800. DURING THE HEARINGS HANKS AND BERMAN AND OTHERS PRESENTED CONVINCING EVIDENCE IN FAVOR OF THE ENACTMENT. NO SIGNIFICANT TESTIMONY WAS PRESENTED IN OPPOSITION.

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3. I AM IN THE PROCESS OF CLEARING A NEW VERSION OF

YOUR ORIGINAL LETTER TO PELL (INCORPORATING OMB'S  
POSITION STATED IN PARAGRAPH 1). CORIDEN AND STULL  
APPRECIATE THE NECESSITY FOR STATE DEPARTMENT SUPPORT  
OF THE BILL AND HAVE BEEN GIVING ME GUIDANCE. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LEGISLATIVE BILLS, INDEMNIFICATION  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 09 JUN 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975STATE134214  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** CDMILLETT:MAJ  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750201-0186  
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**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN CU  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
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**Review Authority:** greeneet  
**Review Comment:** n/a  
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**Review Date:** 27 NOV 2002  
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